

Sri K. S. SURYANARAYANA RAO.—Are Government aware that several hundreds of vacancies in Old Mysore were not filled up on the eve of integration just to have a uniform pattern of civil service in the State?

Sri B. D. JATTI.—It is a fact that some vacancies were not filled up.

Mr. DEPUTY SPEAKER.—The question time is over.

MYSORE NON-AGRICULTURAL LOANS BILL, 1958.

Introduction.

Sri Kadidal MANJAPPA (Minister for Revenue).—Sir, I beg to introduce the Mysore Non-agricultural Loans Bill, 1958.

Mr. DEPUTY SPEAKER.—The bill is introduced.

REPORT OF THE SPECIAL COMMITTEE ON RULES OF PROCEDURE.

Motion to consider. (contd.)

Sri V. P. DEENADAYALU NAIDU (Cubbonpet).—Mr Speaker, Sir, the fundamental issue that was raised before the House yesterday was that all the Rules pertaining to the legislatures in India have something to do with the pre-Constitution days. Therefore, with the coming into force of the new Constitution, there is a necessity to contemplate incorporating in our Rules the word 'contempt' as distinct and different from the word 'privilege'. That is necessary because our Constitution provides that wherever a lacuna appears we must look to the House of Commons. Article 194 (3) of the Constitution reads:

"In other respects, the powers, privileges and immunities of a House of the Legislature of a State, and of the members and the committees of a House of such Legislature, shall be such as may from time to time be defined by

the Legislature by law, and until so defined, shall be those of the House of Commons of the Parliament of the United Kingdom, and of its members and committees, at the commencement of this Constitution."

As I have shown, there is a lacuna. The Special Committee that has gone into this matter for some reason or the other was not able to focuss attention on what is called 'contempt.' 'Privileges' are only with regard to certain rights enjoyed by this House. I want to know whether the Hon'ble Minister Sri Kadidal Manjappa is himself not committing a contempt now. (*The Hon'ble Minister was speaking to another member*).

Sri Kadidal MANJAPPA (Minister for Revenue).—I am attentive.

Sri V. P. DEENADAYALU NAIDU.—It is not merely a question of your being attentive. Are you not by your conduct doing a certain act which is 'contempt'? What I want to emphasise is that contempt is different from privilege. Privilege is something which is dormant and latent. Breach of privilege takes place by somebody violating certain acts. The House of Commons has chosen to make a distinction between what is called 'privilege' and 'contempt.' The Constitution itself lays down that whenever there is a lacuna we must follow the House of Commons. Therefore, in the absence of a clear definition of the word 'contempt' in our Rules as required by the Constitution, I want you to clearly define it and distinguish it from 'privilege'.

Sri Kadidal MANJAPPA.—Can the Hon'ble Member give me at least a few hypothetical cases of 'contempt'?

Sri V. P. DEENADAYALU NAIDU.—How I wish the Hon'ble Minister had a copy of the May's Parliamentary Practice?

Sri A. V. NARASIMHA REDDY (Bangalore South).—I think you concluded that point yesterday. You are now reopening it and trying to argue.